Message Text

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INFO OCT-01 ISO-00 EB-08 L-03 PM-05 INR-07 SS-15 SP-02

-----115413 110945Z/10

R 110926Z JAN 78 FM AMEMBASSY BONN TO SECSTATE WASHDC 4664

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E.O. 11652: N/A

TAGS: MPOL, ETEL, MARR, GW

SUBJECT: US PROBLEMS WITH FRG BUNDESPOST; WASHINGTON VISIT OF BUNDESPOST MINISTRY STATE SECRETARY ELIAS

REFS: (A) STATE 004404; (B) BONN 285

BEGIN SUMMARY: EMBASSY BELIEVES THAT AT SAME TIME THAT EMBASSY INFORMS STATE SECRETARY ELIAS OF DEPARTMENT'S INTENTION TO RAISE TELEPHONE PROBLEMS DURING HIS VISIT, EMBASSY SHOULD NOTIFY FONOFF AT POLITICAL LEVEL OF THAT INTENTION. AIM OF THESE APPROACHES AND DEPARTMENT DEMARCHE WOULD BE TO EXPAND FRG GOVERNMENT CONSIDERATION OF PBX MATTER TO INCLUDE FONOFF, FMOD, AND CHANCELLERY IF NECESSARY, AND TO FORCE BUNDESPOST INTO REAL DISCUSSIONS OF OTHER PROBLEMS WITH SENDING STATES EXPERTS AS EQUALS AND WITH COMMON AIM OF THEIR RESOLUTION. END SUMMARY

1. REFTEL B SHOULD PROVIDE DEPARTMENT WITH INFORMATION NECESSARY TO FINALIZE ELIAS' WASHINGTON SCHEDULE.

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- 2. EMBASSY SHARES DEPARTMENT'S VIEW THAT ELIAS SHOULD RECEIVE ADVANCE NOTICE OF DEPARTMENT INTENTION TO RAISE THESE PROBLEMS WITH HIM. WE REQUEST THAT INSTRUCTIONS TO INFORM HIS OFFICE OF THIS INTENTION INDICATE WHO IN STATE WILL RAISE MATTER AND WHO WILL BE ATTENDING THAT MEETING.
- 3. EMBASSY SUGGESTS THAT TALKING POINTS PROVIDE FOR

SUBJECTS TO BE INTRODUCED BY EXPRESSION OF REGRET THAT BUNDESPOST HAS NOT SEEN FIT SO FAR TO TREAT DIFFERENCES BETWEEN U.S. FORCES AND BUNDESPOST, INCLUDING ALSO OTHER SENDING STATES FORCES. AS BONA FIDE DIFFERENCES DESERVING FULL DISCUSSION. U.S. AND OTHER SENDING STATES FORCES ARE NOT PRIVATE OR COMMERCIAL USERS OF TELEPHONE SERVICES BUT INSTRUMENTALI-TIES OF GOVERNMENTS ALLIED WITH FRG THAT ARE STATIONED IN FRG AND REOUIRE PHONE SERVICES IN CONNECTION WITH MUTUAL DEFENSE EFFORT. THIS FACT RAISES REASONABLE EXPECTATION ON PART OF USG THAT BUNDESPOST WILL BE WILLING TO DISCUSS DIFFERENCES AND SENDING STATE CONCERNS RAISED IN MAY 4 LETTER WITH INSTRUMENTALITIES OF THOSE STATES, WITH A VIEW TO THEIR RESOLUTION, RATHER THAN EMPLOYING TACTICS (REFUSAL TO CLEAR RHEIN/MAIN PBX FOR USE; CERTIFICATION REQUIREMENT RE NEW LONG DISTANCE LINES) TO FORCE U.S. AND OTHER FORCES TO SUBJECT SELVES TO BUNDESPOST POSITION WHILE BUNDESPOST VIRTUALLY REFUSES TO DISCUSS MERITS OF U.S. AND SENDING STATES POSITIONS.

4. ABOVE APPROACH, ALSO TAKEN BY EMBASSY WITH FONOFF, WOULD BE DESIGNED TO ACHIEVE TWO GOALS: (A) EXAMINATION WITHIN FRG GOVERNMENT OF BUNDESPOST POSITION CONCERNING PBX'S, WHICH WOULD UNREASONABLY REQUIRE UNNECESSARY AND EXPENSIVE REPLACEMENT OF U.S. ON-BASE PHONE EQUIPMENT LIMITED OFFICIAL USE

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WITH EQUIPMENT MEETING SPECIFICATIONS OF GERMAN REGULATIONS EVERY TIME NEW PBX IS INSTALLED OR REPLACES AN OLD ONE. APART FROM OUR LEGAL POSITION, NARROW BUNDESPOST POSITION, DOMINATED BY PAROCHIAL COMMERCIAL CONSIDERATIONS, MUST BE OUTWEIGHED BY "BIG-PICTURE" CONSIDERATIONS RAISED AT POLITICAL LEVEL AND INVOLVING FRG FMOD AND FONOFF RELATED TO MISSION OF U.S. FORCES AND U.S. UNDERSTANDABLE UNWILLINGNESS OVER THE YEARS TO INCUR SUBSTANTIAL UNNECESSARY COSTS THAT WOULD NOT ENHANCE U.S. AND NATO DEFENSIVE CAPABILITIES: AND (B) FULL DISCUSSION OF THE TIE-LINES QUESTION AND OTHERS RAISED IN THE MAY 4 LETTER BETWEEN THE EXPERTS ON BOTH SIDES, POSSIBLY UNDER AUSPICES OF THE EMBASSIES AND THE FONOFF WHO WOULD, IF NECESSARY, MONITOR THE TONE AND SUBSTANCE OF DISCUSSION AND SEEK TO ENSURE THAT BOTH SIDES REMAIN MINDFUL OF NEED TO WORK, AND COMPRO-MISE, TO ACHIEVE RESOLUTIONS OF THESE MATTERS.

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- 5. WE UNDERSTAND FROM EUCOM LEGAL (ARON) THAT DOD HAS ASKED FOR A DETAILED REPORT BY JANUARY 25 ON THE TIE-LINES AND OTHER MATTERS TO BE RAISED WITH ELIAS. ARON WILL BE COORDINATING THAT REPORT WITH THE EMBASSY. SHOULD ARON BE ASKED TO COME TO WASHINGTON IN CONNECTION WITH THIS MATTER, HE WOULD WISH TO REVIEW STATE'S FILE ON THE 1972-73 AGREEMENT.
- 6. EMBASSY BELIEVES THAT CONCURRENT APPROACH TO FONOFF AT POL COUNSELOR LEVEL WOULD ENSURE THAT THE MINISTRY MOST LIKELY TO BE ABLE TO HELP IN RESOLUTION OF THESE DIFFERENCES IS AWARE THAT US CONCERN INVOLVES POLITICAL LEVEL OF DEPARTMENT AND EMBASSY. WE WOULD THUS APPRECIATE RECEIVING ASAP TALKING POINTS TO BE USED FOR MEETING WITH ELIAS, AS SUGGESTED BY DEPARTMENT.

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